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| TRANSMITTAL  | Filling Date   | 06/17/2005  |                  |   |  |  |
| FORM   | First Named Inventor   | Michael Barry Gravestock  |                  |   |  |  |
| Citio  | Jut Unit   | 1624  |                  |   |  |  |
|  | Examiner Name  | Balasubramanian, Venkataraman   |                  | kataraman                                   |  |  |
| (to be used for all correspondence after initial filling   | 3 Attorney Docket Number   | 100855-1P US  |                  |   |  |  |
| Total Number of Pages in This Submission 3  ENCL(ISURES (Check all that apply)   |  |   |                  |   |  |  |
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| Printed name Carol A. Loeschorn Reg. No. 135 590   |  |   |                  |   |  |  |
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| the date shown below:<br>Signature   |  |   |                  |   |  |  |
| Typed or printed name Audrey Willi   | iams   |   | Date             | June 9, 2006                                |  |  |

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## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

| IN THE DISTRICT  |                                   |
|--|-----------------------------------|
|  | Applicant: Gravestock et al       |
| Application No.: 10/539,486                              | Attorney Docket No.: 100855-1P US |
|  | Group Art Unit : 1624             |
| Examiner: Balasubramanian, Venka:araman                  | Confirmation No.: 2451            |
| Examiner No : 44992                                      | COMMITTATION                      |
| Customer No.: 44992  Title: OXAZOLIDINONE DERIVATIVES AS | ANTIBACTERIAL AGENTO              |
| Title: OXAZOLIDINONE BETT                                |                                   |

I hereby certify that this correspondence is being facsimile transmitted to the United States Patennand Trademark Office on June 9, 2006 Signature Audrey Williams

Mail Stop Amendment Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

#### RESPONSE TO RESTRICTION REQUIREMENT

This paper is being filed in response to the Office Action dated May 24, 2006, having a response date of June 24, 2006, in which the Examiner requires Election/Restriction of the claims in the above-identified application.

#### REMARKS

The Examiner has required restriction to one of the following inventions under 35 U.S.C.121 and 372:

- Claims 1-12, 15 and 16, drawn to a compound of formula 1 wherein ring C is choice ١. D, composition, process of making.
- Claims 1-12, 15 and 16, drawn to a compound of formula 1 wherein ring C is choice 11. E, composition, process of making.

Applicants hereby elect Group II: claims 1-12, 15 and 16, drawn to a compound of formula 1 wherein ring C is choice E, composition, process of making.